

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WASHINGTON

JAMES DOUGLAS MURRY,

Plaintiff,

vs.

CAROLYN W. COLVIN, acting
Commissioner of Social Security,¹

Defendant.

No. CV-12-3100-CI

ORDER GRANTING STIPULATED
MOTION TO REMAND PURSUANT
TO SENTENCE FOUR OF 42 U.S.C. §
405(g)

BEFORE THE COURT is the parties' stipulated Motion to Remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 26. Attorney Christopher Dellert represents Plaintiff; Special Assistant United States Attorney Thomas M. Elsberry represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 6. After considering the file and proposed order,

IT IS ORDERED:

1. The parties Motion to Remand, **ECF No. 26**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of

¹ Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to FED. R. CIV. P. 25(d), Carolyn W. Colvin is substituted for Michael J. Astrue as the Defendant in this suit. No further action need be taken to continue this suit. 42 U.S.C. § 405(g).

1 Social Security for further administrative proceedings pursuant to sentence four of
2 42 U.S.C. § 405(g). On remand, the ALJ will conduct a *de novo* hearing. Further
3 administrative proceedings will include, but are not limited to, the following: The
4 administrative law judge will assess the severity of Plaintiff's impairments; give
5 further consideration to the medical opinions, including Drs. Roost and Ramsthel,
6 and articulate what weight is given to each; re-evaluate Plaintiff's residual
7 functional capacity assessment; and reassess steps four and five with the assistance
8 of a vocational expert, if necessary.

9 2. Judgment shall be entered for the PLAINTIFF.

10 3. Plaintiff's Motion for Summary Judgment, **ECF No. 18**, is stricken as
11 moot.

12 4. An application for attorney fees may be filed by separate motion.

13 The District Court Executive is directed to enter this Order, forward copies
14 to counsel, and thereafter shall close this file.

15 DATED May 7, 2013.

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17 S/ CYNTHIA IMBROGNO
18 UNITED STATES MAGISTRATE JUDGE
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